UNITED STATES DISTRICT COURT DISTRICT OF MINNESOTA

In re: BAIR HUGGER FORCED AIR WARMING DEVICES PRODUCTS LIABILITY LITIGATION

MDL No. 15-2666 (JNE/FLN)

This Document Relates To: *All Cases*

PLAINTIFFS' NOTICE OF MOTION TO EXCLUDE OPINIONS AND TESTIMONY OF JONATHAN BORAK, MD, DABT

PLEASE TAKE NOTICE that the undersigned will bring Plaintiffs Motion to Exclude the Opinions and Testimony of Jonathan Borak, MD, DABT, Pursuant to Federal Rule of Evidence 702, for a hearing before the Honorable Judge Joan N. Ericksen of the above named court, on October 24, 2017, at 9:00 a.m. or as soon thereafter as counsel may be heard, and continuing through October 26, 2017, or such point at which the Court concludes the hearings.

This motion, based on Plaintiffs' Memorandum of Law in Support of Motion to Exclude Testimony of Jonathan Borak, MD, DABT; the Affidavit of Genevieve M. Zimmerman; the exhibits, files, and records herein; and argument to be presented at the hearing of this matter, seeks an Order of the Court Excluding the Opinions and Testimony of Jonathan Borak, MD, DABT.

Dated: September 12, 2017

CIRESI CONLIN L.L.P.

/s/Michael V. Ciresi_

Michael V. Ciresi (MN #0016949) Jan M. Conlin (MN #0192697) Michael Sacchet (MN # 395817)

Ciresi Conlin LLP

225 S. 6th St., Suite 4600

Minneapolis, MN 55402

Phone: 612.361.8202

Email: MVC@CiresiConlin.com

JMC@CiresiConlin.com MAS@ciresiconlin.com

LEVIN PAPANTONIO, P.A.

/s/ Ben W. Gordon, Jr.

Ben W. Gordon (FL # 882836) – *Pro Hac Vice* J. Michael Papantonio (FL # 335924) 316 S. Baylen Street, Suite 600 Pensacola, FL 32502-5996

Phone: (850) 435-7090 Fax: (850) 436-6090

Email: bgordon@levinlaw.com

Plaintiffs Co-Lead Counsel

MESHBESHER & SPENCE LTD.

/s/ Genevieve M. Zimmerman

Genevieve M. Zimmerman (MN #330292)

1616 Park Avenue South Minneapolis, MN 55404 Phone: (612) 339-9121 Fax: (612) 339-9188

Email: gzimmerman@meshbesher.com